

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No. : 09/713,163
 Confirmation No. : 3393
 Applicants : Allen D. Polowinczak and Vincent F. Eslick
 Filed : November 14, 2000
 TC/A.U. : 3676
 Examiner : John B. Walsh

Docket No. : 1247 P 179
 Customer No. : 26961

Title : Actuator for a Tilt-Latch for a Sash Window

AMENDMENT TRANSMITTAL

Mail Stop Non-Fee Amendment
 Commissioner For Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Commissioner:

Transmitted herewith is an Amendment in the above-identified Application. Applicant is other than a small entity. The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition for extension of time.

The fee for the Amendment has been calculated as shown below:

				Small Entity		Other Than Small Entity	
	Claims Remaining After Amendment	Highest Number Previously Paid For	Present Extra	Rate	Additional Fee	Rate	Additional Fee
Total	51	- 58	= 0	x \$ 9	\$	x \$ 18	\$0
Independent	17	- 20	= 0	x \$ 42	\$	x \$ 84	\$0
First Presentation of Multiple Dependent Claims				x \$140	\$0	x \$280	\$0
TOTAL ADDITIONAL FEE							\$0

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The Commissioner is hereby authorized to charge any deficiencies in these fees to Deposit Account No. 23-0280. A duplicate copy of this sheet is attached.

X Any filing fees under 37 C.F.R. 1.16 for the presentation of extra Claims.

Respectfully submitted,

Date: March 9, 2004

By: 

Paul J. Nykaza, Registration No. 38,984
Peter M. Siavelis, Registration No. 51,136
Wallenstein Wagner & Rockey, Ltd.
311 S. Wacker Drive, 53rd Floor
Chicago, Illinois 60606-6630
312.554.3300

CERTIFICATE OF FACSIMILE (37 C.F.R. § 1.8a)

I hereby certify that this document is being facsimile transmitted to Examiner John B. Walsh, Art Unit No. 3676, at the U.S. Patent and Trademark Office on March 9, 2004 to Fax No. 1-703-872-9327.


Lynn A. Hendrick (195612)

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REPLY TO DECEMBER 9, 2003 OFFICE ACTION

Mail Stop Non-Fee Amendment
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

In response to the Office Action mailed on December 9, 2003, Applicants submit the following Amendments and Remarks. Applicants respectfully request the Examiner to reconsider the rejections made in the Office Action and to allow the claims at issue.

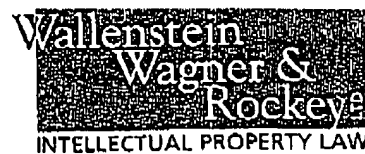
Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 17 of this paper.

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MAR 09 2004

311 South Wacker Drive, 53rd Floor
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fax: 312-554-3301

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Facsimile Transmittal Sheet

To: Examiner John B. Walsh	From: Paul J. Nykaza, Esq.
Company: Wallenstein Wagner & Rockey	Date: March 9, 2004
Fax Number: 703-872-9327	Number of Pages: 23
Your Reference Number:	Senders Reference Number: 1247 P 179
Re: Application Serial No. 09/713,163 filed November 14, 2000	

Comments/Notes:

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